

that the claim transmittal that accompanied the application indicated that 29 claims were sent and paid for. Additionally, it was noted that the pending claims (1-29) were improperly attached to the International Preliminary Examination Report by the Patent Office. Therefore, the Examiner agreed that Claims 1-29 were submitted properly and were not examined due to an error on the Patent Office's part.

The Examiner requested that Applicant submit a paper in which the contents of the interview were provided and requesting that the Office Action dated November 22, 2002 be withdrawn and that Claims 1-29 be examined. Thus, it is herein requested that the Office Action dated November 22, 2002 be withdrawn and Claims 1-29 be examined. It is also requested that the Preliminary Amendment dated July 26, 2001 be entered in its entirety. Attached to this Response is a copy of the original claim transmittal form and originally filed Claims 1-29.

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 01-2300, referring to client-matter number 101615-00012.

Respectfully submitted,



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Enclosures: Original Claims 1-29 and Original Claim Transmittal

FORM PTO-1390
(REV 5-93)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO.
101615-00012

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

DATE: July 26, 2001

U.S. APPLN. NO.
(IF KNOWN, SEE 37 C.F.R. 1.5)
Not Yet Assigned

INTERNATIONAL APPLICATION NO. PCT/EP00/00957	INTERNATIONAL FILING DATE 7 February 2000	PRIORITY DATE CLAIMED 17 February 1999
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TITLE OF INVENTION: ESSENTIAL FATTY ACIDS IN THE PREVENTION OF CARDIOVASCULAR EVENTS

APPLICANT(S) FOR DO/EO/US: Franco PAMPARANA

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
(THE BASIC FILING FEE IS ATTACHED)
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This express request to begin national examination procedures [35 U.S.C. 371(f)] at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. A proper demand for International Preliminary Amendment was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. A translation of the International Application into English [35 U.S.C. 371(c)(2)].
7. Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].
9. An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].

Items 11 - 16 below concern other document(s) or information included:

11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
 A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items or information: PCT/IPEA/409 ; PCT/IB/301; PCT/IB308; PCT/IB304; PCT/IB/332; PCT/RO/101; PCT/ISA/210

U.S. APPN NO (IF KNOWN SEE 37 C.F.R. 1.50) Not Yet Assigned		INTERNATIONAL APPLICATION NO. PCT/EP00/00957		ATTORNEY DOCKET NO. 101615-00012	
				DATE: July 26, 2001	
<p>17. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p>Basic National Fee [37 C.F.R. 1.492(a)(1)-(5)]:</p> <p>Search Report has been prepared by the EPO or JPO.....\$860.00</p> <p>International preliminary examination fee paid to USPTO (37 C.F.R. 1.482).\$690.00</p> <p>No international preliminary examination fee paid to USPTO (37 C.F.R. 1.482) but international search fee paid to USPTO [37 C.F.R. 1.445(a)(2)].....\$710.00</p> <p>Neither international preliminary examination fee (37 C.F.R. 1.482) or international search fee [37 C.F.R. 1.445(a)(2)] paid to USPTO.....\$1,000.00</p> <p>International preliminary examination fee paid to USPTO (37 C.F.R. 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$ 100.00</p>				CALCULATIONS	PTO USE ONLY
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 860.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date [37 C.F.R. 1.492(e)].				\$ 0.00	
Claims	Number Filed	Number Extra	Rate		
Total Claims	29 - 20 =	9	X \$ 18.00	\$ 162.00	
Independent Claims	6 - 3 =	3	X \$ 80.00	\$ 240.00	
Multiple dependent claim(s) (if applicable)			+ \$270.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1,262.00	
Reduction by one-half for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 C.F.R. 1.9, 1.27, 1.28).				\$ 0.00	
SUBTOTAL =				\$ 1,262.00	
Processing fee of \$130.00 for furnishing the English translation later the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date [37 C.F.R. 1.492(f)]. +				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 1,262.00	
Fee for recording the enclosed assignment [37 C.F.R. 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property +				\$ 40.00	
TOTAL FEES ENCLOSED =				\$ 1,302.00	
Amount to be refunded				\$	
Charged				\$	
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$1,302.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 01-2300 in the amount of \$ to cover the above fee. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 01-2300.</p>					
NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive [37 C.F.R. 1.137(a) or (b)] must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Arent Fox Kintner Plotkin & Kahn 1050 Connecticut Avenue, N.W. Suite 400 Washington, D.C. 20036-5339 T l: (202) 857-6000 Fax: (202) 638-4810 RBM/aam					
				Robert B. Murray Reg. No. 22,980	